



December 20, 2018

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: *Ex Parte* Communication: WC Docket Nos. 17-144, 16-143, and 05-25

Dear Ms. Dortch:

On December 18, 2018, Genny Morelli and the undersigned of ITTA, along with Lynn Follansbee of USTelecom, met with Nirali Patel of the Office of Chairman Pai regarding the further notices of proposed rulemaking in the above-captioned dockets.¹ In the meeting, we described the history of the proceeding to encourage rate-of-return carriers that receive model-based or other forms of fixed high-cost universal service support to move to incentive regulation for their business data services, from prior to ITTA and USTelecom filing their joint petition for rulemaking² through the Commission's issuance of the *Fixed Support Carrier Business Data Services R&O and FNPRMs*. We advocated that the Commission take the same approach with respect to TDM transport for rate-of-return carriers that receive fixed high-cost support as it does for price cap carriers.

Please do not hesitate to contact the undersigned with any questions regarding this submission.

Respectfully submitted,

/s/

Michael J. Jacobs
Vice President, Regulatory Affairs

cc: Nirali Patel

¹ *Regulation of Business Data Services for Rate-of-Return Local Exchange Carriers, Business Data Services in an Internet Protocol Environment, Special Access for Price Cap Local Exchange Carriers*, Report and Order, Second Further Notice of Proposed Rulemaking, and Further Notice of Proposed Rulemaking, FCC 18-146 (Oct. 24, 2018) (*Fixed Support Carrier Business Data Services R&O and FNPRMs*).

² See generally Petition for Rulemaking of ITTA and USTelecom, WC Docket No. 17-144 (filed May 25, 2017).